

HOUSE BILL 801

K4

2lr2885
CF SB 880

By: **Delegates Griffith, Bohanan, Clagett, Haynes, Proctor, B. Robinson, Sophocleus, and Zucker**

Introduced and read first time: February 9, 2012

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Retirement and Pension System – Transfer of Members Between**
3 **Systems**

4 FOR the purpose of providing that if an individual who was a member of one of the
5 several systems in the State Retirement and Pension System on a certain date
6 becomes a member of another one of the several systems on or after a certain
7 date, the individual shall be considered to be a new member of the subsequent
8 system as of a certain date, but is subject to certain requirements that were in
9 place for the subsequent system on a certain date; providing for the application
10 of this Act; and generally relating to the transfer of members between the State
11 retirement and pension systems on or after a certain date.

12 BY adding to

13 Article – State Personnel and Pensions
14 Section 23–215.2, 24–208, 25–207, and 26–207
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2011 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – State Personnel and Pensions**

20 **23–215.2.**

21 **IF AN INDIVIDUAL WAS A MEMBER OF ANY ONE OF THE SEVERAL SYSTEMS**
22 **ON JUNE 30, 2011, AND WITHOUT INCURRING A BREAK IN SERVICE OF MORE**
23 **THAN 30 DAYS, BECOMES A MEMBER OF THE EMPLOYEES’ PENSION SYSTEM OR**
24 **THE TEACHERS’ PENSION SYSTEM ON OR AFTER JULY 1, 2011, THE INDIVIDUAL**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SHALL BE CONSIDERED TO BE A NEW MEMBER OF THE EMPLOYEES' PENSION
2 SYSTEM OR THE TEACHERS' PENSION SYSTEM AS OF THE DATE THE
3 INDIVIDUAL JOINS THE SYSTEM, BUT IS SUBJECT TO THE REQUIREMENTS THAT
4 WERE IN PLACE FOR THE EMPLOYEES' PENSION SYSTEM OR THE TEACHERS'
5 PENSION SYSTEM ON JUNE 30, 2011, INCLUDING EMPLOYEE CONTRIBUTION
6 RATES, ELIGIBILITY REQUIREMENTS, AND VESTING REQUIREMENTS.

7 24-208.

8 IF AN INDIVIDUAL WAS A MEMBER OF ANY ONE OF THE SEVERAL SYSTEMS
9 ON JUNE 30, 2011, AND WITHOUT INCURRING A BREAK IN SERVICE OF MORE
10 THAN 30 DAYS, BECOMES A MEMBER OF THE STATE POLICE RETIREMENT
11 SYSTEM ON OR AFTER JULY 1, 2011, THE INDIVIDUAL SHALL BE CONSIDERED
12 TO BE A NEW MEMBER OF THE STATE POLICE RETIREMENT SYSTEM AS OF THE
13 DATE THE INDIVIDUAL JOINS THE SYSTEM, BUT IS SUBJECT TO THE
14 REQUIREMENTS THAT WERE IN PLACE FOR THE STATE POLICE RETIREMENT
15 SYSTEM ON JUNE 30, 2011, INCLUDING EMPLOYEE CONTRIBUTION RATES,
16 ELIGIBILITY REQUIREMENTS, AND VESTING REQUIREMENTS.

17 25-207.

18 IF AN INDIVIDUAL WAS A MEMBER OF ANY ONE OF THE SEVERAL SYSTEMS
19 ON JUNE 30, 2011, AND WITHOUT INCURRING A BREAK IN SERVICE OF MORE
20 THAN 30 DAYS, BECOMES A MEMBER OF THE CORRECTIONAL OFFICERS'
21 RETIREMENT SYSTEM ON OR AFTER JULY 1, 2011, THE INDIVIDUAL SHALL BE
22 CONSIDERED TO BE A NEW MEMBER OF THE CORRECTIONAL OFFICERS'
23 RETIREMENT SYSTEM AS OF THE DATE THE INDIVIDUAL JOINS THE SYSTEM,
24 BUT IS SUBJECT TO THE REQUIREMENTS THAT WERE IN PLACE FOR THE
25 CORRECTIONAL OFFICERS' RETIREMENT SYSTEM ON JUNE 30, 2011,
26 INCLUDING EMPLOYEE CONTRIBUTION RATES, ELIGIBILITY REQUIREMENTS,
27 AND VESTING REQUIREMENTS.

28 26-207.

29 IF AN INDIVIDUAL WAS A MEMBER OF ANY ONE OF THE SEVERAL SYSTEMS
30 ON JUNE 30, 2011, AND WITHOUT INCURRING A BREAK IN SERVICE OF MORE
31 THAN 30 DAYS, BECOMES A MEMBER OF THE LAW ENFORCEMENT OFFICERS'
32 PENSION SYSTEM ON OR AFTER JULY 1, 2011, THE INDIVIDUAL SHALL BE
33 CONSIDERED TO BE A NEW MEMBER OF THE LAW ENFORCEMENT OFFICERS'
34 PENSION SYSTEM AS OF THE DATE THE INDIVIDUAL JOINS THE SYSTEM, BUT IS
35 SUBJECT TO THE REQUIREMENTS THAT WERE IN PLACE FOR THE LAW
36 ENFORCEMENT OFFICERS' PENSION SYSTEM ON JUNE 30, 2011, INCLUDING

1 **EMPLOYEE CONTRIBUTION RATES, ELIGIBILITY REQUIREMENTS, AND VESTING**
2 **REQUIREMENTS.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
4 construed to apply retroactively and shall be applied to and interpreted to affect
5 individuals who were members of one of the several systems on June 30, 2011, and
6 became members of another one of the several systems on or after July 1, 2011.

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 July 1, 2012.